

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Greg Giordano	Team: Team # 3	CCRB Case #: 200805734	<input checked="" type="checkbox"/> Force <input type="checkbox"/> Discourt. <input type="checkbox"/> U.S. <input type="checkbox"/> Abuse <input type="checkbox"/> O.L. <input type="checkbox"/> Injury
Incident Date(s) Thursday, 04/17/2008 6:44 PM	Location of Incident: East Fordham Road and Marion Avenue	18 Mo. SOL 10/17/2009	Precinct: 46
Date/Time CV Reported Thu, 04/17/2008 6:44 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 04/22/2008 12:06 PM

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Rafael Perdomo	21268	942338	046 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Virgilio Estrada	19244	943214	046 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Rafael Perdomo	Force: PO Rafael Perdomo used physical force against § 87(2)(b)	

### Synopsis

On April 17, 2008, § 87(2)(b) filed this complaint with the Internal Affairs Bureau (IAB) generating IAB log 08-16785. The CCRB received this complaint on April 22, 2008. The CCRB also received two duplicate complaints filed anonymously on May 2, 2008 via the CCRB online website (200806238 and 200806256). On April 17, 2008 at approximately 6:44PM, § 87(2)(b) was asked to move his vehicle by PO Estrada and PO Perdomo. However, § 87(2)(b) was waiting for a woman to cross the street. The two officers then approached § 87(2)(b)'s car again and instructed him to provide his license or he would be pulled out of the car. § 87(2)(b) was issued a summons but did not know why. As § 87(2)(b) was exiting his vehicle, PO Perdomo slammed the car door on his leg. § 87(2)(g)

§ 87(2)(b) The additional complaints filed anonymously noted that the officers threatened to beat up § 87(2)(b) and his mother. § 87(2)(b) was arrested and taken back to the precinct. When § 87(2)(b)'s family went to see him at the precinct, he had visible bruises about his body and was taken to a hospital. However, there was no way to contact the anonymous complainant because the phone number left is no longer in service and no address was provided. § 87(2)(g)

On April 30, 2008, § 87(2)(b) contacted the CCRB and scheduled an interview for May 8, 2008. However, § 87(2)(b) did not appear for his appointment and failed to cancel beforehand. A missed appointment letter was mailed to § 87(2)(b)'s home address later that day and a second please call letter was mailed on May 14, 2008. Additionally, two follow up phone attempts were made to the home number provided by § 87(2)(b) on May 20, 2008 and May 21, 2008. In both instances, messages were left on the answering machine. As of May 23, 2008, § 87(2)(b) has failed to contact the CCRB. § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: